

**GEORGIA BOARD OF EXAMINERS OF LICENSED DIETITIANS
MINUTES OF REGULAR MEETING
APRIL 15, 2004**

A Meeting of the Georgia Board of Examiners of Licensed Dietitians was held on April 15, 2004 at 10:00 in Room 102, 237 Coliseum Drive, Macon, Georgia.

The following members were present:

Nancy Walters, MMSc, RD, LD, Chair
Jessie Wright, MS, LD, RD, Cognizant
Lula Hutchinson, RD, LD, Vice Chair
Tracey Neely, MS, RD, LD
Joan Fischer, PhD, RD, LD
Deedee Williams, Consumer Member

Others Present:

Jacqueline A. Hightower, Executive Director, Yvonne LeSane, Board Secretary, Felicia Mackey, Applications Specialist, Wylencia Monroe, Assistant Attorney General, Ellen Jurgens, Georgia Dietetic Association Liaison, D.B., applicant

Ms. Walters established a quorum of the Board and called the meeting to order at 10:10 a.m.

The Board reviewed and revised the Agenda.

Ms. Fischer moved and Ms. Neely seconded and the Board voted to approve the Minutes of February 19, 2003, as amended. The Board further requested that minutes be sent via PDF format.

Ms. Fischer moved and Ms. Neely seconded and the Board voted to enter into Executive Session in accordance with O.C.G.A. §43-1-2(k)(1)(2), 43-1-19(h)(2)&(4), §43-1-2(k)(4) and 50-14-2(1) and to deliberate on Applications, receive information from Investigations, Cognizant Report and the Attorney General's Report. Voting in favor of the motion were those present who included Board members Walters, Wright, Fischer, Neely, Williams and Hutchinson. The Board concluded Executive Session in order to vote on these matters and to continue with the public session.

Applications:

Dianne Adele Gorski.: Ms. Fischer moved and Ms. Neely seconded and the Board voted to issue license upon receipt of signed consent order. Docket# 2004-0626

J.G.L.: Ms. Fischer moved and Ms. Neely seconded and the Board voted to issue license upon verification of successfully passing the CDR examination. Request for provisional permit denied.

Rebecca Black: Ms. Fischer moved and Ms. Neely seconded and the Board voted to issue license upon receipt of signed consent order. Docket# 2004-0627

Diane Heller: Ms. Fischer moved and Ms. Neely seconded and the Board voted to restore license.

Corista Shantel Williams Ms. Fischer moved and Ms. Neely seconded and the Board voted to accept consent agreement for licensure and reduce the fine Docket# 2004-0574 and further to amend the consent agreement to reflect the reduced fine.

Deleen Barfuss Bode: after an appearance before the board, Ms. Fischer moved and Ms. Neely seconded and the Board voted to issue license upon receipt of signed consent agreement for licensure. Docket #2004-0592

Ms. Fischer moved and Ms. Hutchinson seconded and the Board voted to approve applications for licensure who were determined to have met licensure requirements as follows:

License No.	Name	Profession	Issue Date
LD002702	Schoerner, Anne Marie	Licensed Dietitian	2/25/2004
LD002703	Waters, Kelly Melissa	Licensed Dietitian	2/25/2004
LD002704	Schmitt, Erin Kathryn	Licensed Dietitian	2/25/2004
LD002705	Katz, Ilana	Licensed Dietitian	3/5/2004
LD002706	Steinberg, Ellen Karen	Licensed Dietitian	3/8/2004
LD002707	Phillips, Anna Camille	Licensed Dietitian	3/8/2004
LD002708	Maurer, Allison Helen	Licensed Dietitian	3/8/2004
LD002709	Brooks, Barbara L.	Licensed Dietitian	3/18/2004
LD002710	Mallof, Virginia Eileen	Licensed Dietitian	3/18/2004
LD002711	Mehan, Leslie Jean	Licensed Dietitian	3/18/2004
LD002712	Kleve, Cheryl Ann	Licensed Dietitian	3/25/2004
LD002713	Hussey, Helen LuAnn	Licensed Dietitian	3/25/2004
LD002714	Lutterbie, Cynthia Marie	Licensed Dietitian	3/30/2004
LD002715	Gibson, Kerry Elizabeth	Licensed Dietitian	3/30/2004
LD002716	Nooromid, Safa Aghajani	Licensed Dietitian	4/6/2004
LD002717	Gabbert, Heather Diane	Licensed Dietitian	4/9/2004
LD002718	Head, Kay Morgan	Licensed Dietitian	4/13/2004

Ms. Hutchinson moved and Ms. Neely seconded and the Board voted to approve applications for provisional licensure who were determined to have met provisional licensure/permit requirements as follows:

Name	Issue Date
Kantrell Renea Brown	2/24/2004
Judith Ann Whitehead	3/8/2004
Lisa Anne Hale	3/8/2004
Cicley Clarisse Thomas	3/18/2004
Lisa Michelle Bartell	3/18/2004

Renewals:

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T.I.H: Ms. Wright moved and Ms. Fischer seconded and the Board voted to renew with a letter of concern.

H.P.: Ms. Fischer moved and Ms. Wright seconded and the Board voted to hold pending and invite licensee to the upcoming Board meeting June 17, 2004.

Correspondence: The board discussed correspondence and the following items of interest:

Ellen Jergens, MS, RD: Is the program outline necessary for presentations that are approved by ADA? **Board response:** Please refer to the board rules and the board will review its rules for possible amendments.

Ellen Jergens, MS, RD: Do you have to be a licensed Dietitian to perform direct patient care? **Board response:** The Board provides official opinions through its disciplinary process. If you believe there may be a violation of Georgia law, you may submit the information and the Board will investigate. The Board is unable to answer hypothetical questions.

Other Items of interest discussed by the board included:

- Georgia Dietetic Association Annual meeting presentation by the board
- Commission on Dietetic Registration: Ms. Walters will forward information to Ms. Hightower for Front Office approval;

Executive Director's Report:

Ms. Hightower discussed the following items of interest:

Renewals: The board was provided a status on the renewal process.

Budget process and end of fiscal year.

Legislation none relating to the board were passed by the legislature.

Meeting Dates: The board approved the following meeting dates: June 17, 2004 work session, August 19, 2004, October 7, 2004 and December 2, 2004 (conference call)

Continuing education audit report will be presented at the June meeting.

Committee Appointments (Task Force):

Ms. Wright moved and Dr. Fischer seconded and the Board voted to form two (2) task force committees to provide recommendations for a policy or rule change, as appropriate, on issues related to either education or policies and procedures.

Ms. Wright moved and Ms. Neely seconded and the board voted to appoint Joan Fischer, Nancy Walters, Ellen Jurgens and Jessie Wright to the Education Committee Task Force and Dr. Fischer as chair and further charge the committee to review and make recommendations for possible rule changes to Rule 157-5-.02.

Ms. Wright moved and Ms. Neely seconded and the board voted to appoint Lula Hutchinson, Tracey Neely and Deedee Williams to the Rules/Policy Committee with Ms. Hutchinson as chair and further charge the committee to review and make recommendations for possible rule

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changes and to consider requirements for mandatory reporting of unlicensed practice and penalties as well as anonymous complaint procedures.

Members of the Committees will forward comments, suggestions to the board office.

The Task Force will advise staff when they wish to meet. All meetings must be posted twenty-four (24) hours in advance.

Proposed Rule Change:

Ms. Neely moved and Ms. Wright seconded and the Board voted that the formulation and adoption of these rules do not impose regulatory cost on any licensee and any cost to comply with the proposed rules cannot be reduced by a less expensive alternative that fully accomplishes the objectives of O.C.G.A. §§43-1-4, 43-1-7, 43-1-25, 43-11A-7, 43-11A-14.

Ms. Neely moved and Ms. Wright seconded and the Board voted that it is not legal or feasible to meet the objectives of O.C.G.A. §§43-1-4, 43-1-7, 43-1-25, 43-11A-7, 43-11A-14 to adopt or implement differing actions for businesses as listed at O.C.G.A. §§50-13-4(3)(A), (B), (C) and (D). The formulation and adoption of these rules will impact every licensee in the same manner and each licensee is independently licensed, owned and operated and dominant in the field of Dietetics.

Ms. Neely moved and Ms. Wright seconded and the Board voted to consider for adoption the proposed rule amendment during its June 17, 2004 meeting beginning at 10:00 a.m.

Ms. Neely moved and Ms. Wright seconded and the Board voted to post the Notice of Intent to Adopt and Notice of Hearing for the proposed rule change to rules 157-2-.04 for no less than 30 days prior to June 17, 2004 when the Board will hold a hearing on the rule and intent to adopt the proposed rule change as follows:

157-2-.04 Renewal of License and Penalties, and Reinstatement. Amended.

~~(b) Any licensee who fails to apply for renewal by March 31st of the renewal year will be deemed lapsed and must apply for reinstatement.~~

(b) The license of any licensee who fails to apply for renewal by March 31st of the renewal year will be deemed lapsed and an application for reinstatement will be required.

Cognizant Member's Report:

Diet040031: Ms. Williams moved and Ms. Fischer seconded and the Board voted to refer to enforcement.

Ms. Hutchinson moved and Ms. Wright seconded and the Board voted to adjourn at 5:05 p.m.

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Nancy Walters, Chair

Mollie L. Fleeman, Division Director
Professional Licensing Boards Division

Recorded by

Jacqueline Hightower, Executive Director
Professional Licensing Boards Division